

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office FEB 15 2002

Returned to applicant for correction _____

Corrected application filed _____

Map filed FEB 21 2002

The applicant **HHH Investments, LLC** hereby makes application for permission to change the **Place and Manner of Use of a portion** of water heretofore appropriated under **Permit 41161, Certificate 13217**

1. The source of water is **Underground**
2. The amount of water to be changed **0.0518 c.f.s., 37.44 AFA**
3. The water to be used for **Municipal**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **SE¼ SE¼ Section 16, T.21S., R.54E., MDM, or at a point from which the SE corner of said Section 16 bears South 4°40' East, 1152.0 feet.**
6. The existing permitted point of diversion is located within **no change**
7. Proposed place of use **within the S½ NW¼ and the SW¼ Section 16, and the S½ NE¼ and the SE¼ Section 17, all in T.21S., R.54E., MDM**
8. Existing place of use **See attached Relinquishment Table. 7.7 acres to be removed from irrigation in the SW¼ NW¼ Section 16, T.21S., R.54E., MDM, as shown on the supporting map**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **drilled well, pump and motor, and municipal water distribution system**
12. Estimated cost of works **\$100,000**
13. Estimated time required to construct works **2 years (existing well)**
14. Estimated time required to complete the application of water to beneficial use **20 years**
15. Remarks: **The purpose of this application is to provide additional water for open space use within Phase I of the Artesia at Hafen Ranch subdivision as required by the Nevada Public Utilities Commission. Upon approval of this application by the State Engineer, applicant proposes to withdraw the 7.7 acres from the 13 supplemental permits.**

Bruce R. Scott, Resource Concepts, Inc.
By **s/Bruce R. Scott**
340 North Minnesota Street
Carson City, Nevada 89703

Compared my/cam lb/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 41161, Certificate 13217 is issued subject to the terms and conditions imposed in said Permit 41161, Certificate 13217 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0518 cubic feet per second, but not to exceed 37.44 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

January 14, 2005

Proof of completion of work shall be filed on or before:

February 14, 2005

Water must be placed to beneficial use on or before:

January 14, 2013

Proof of the application of water to beneficial use shall be filed on or before:

February 14, 2013

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 14th day of January, A.D. 2003


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____